## BOMBAY ACT No. III OF 1881.[1]

[*18th August, 1881.*]

An Act to further amend the Bombay Port Trust Act, 1879. Bom. VI of 1879.

[NOTE.—The amendments made by this Act are incorporated in Bom. Act VI of 1879, *supra*, p. 710.]

---

## BOMBAY ACT No. IV OF 1881.[2]

[*13th October, 1881.*]

An Act to provide for the appointment and maintenance of Village-officers in Sindh.

WHEREAS it is expedient to make provision for the appointment and maintenance of village-officers in the Province of Sindh ; It is enacted as follows:—

Short title.

1. This Act may be cited as the Sindh Village-officers Act, 1881.

Extent.

It extends to the whole of the Province of Sindh.

"Village-officer" defined.

2. In this Act "village-officer" means any person appointed under this Act whose duty it is to collect, or to supervise the collection of, the revenue of a village or to perform Police-duties, or both [3] [and includes Supervising, Probationary, Special and Naib Tapedárs, Zabits, and Kotárs or Tapedárs' peons.]

Appointment of village-officers.

3. Subject to the general orders of Government, the Commissioner in Sindh[4] [or other authority prescribed by rule under section 8] may from time to time—

(*a*) appoint any person to be a village-officer, and

(*b*) cancel any such appointment.

---

[1] For Statement of Objects and Reasons, *see* Bombay Government Gazette, 1881, Pt. V, p. 63; and for Proceedings in Council, *see ibid*, p. 66.

[2] For Statement of Objects and Reasons, *see* Bombay Government Gazette, 1881, Pt. V, p. 24 ; for Report of the Select Committee, *see ibid*, p. 37 ; and for Proceedings in Council, *see ibid*, pp. 35, 54 and 65.

[3] The words originally added at the end of s. 2 as shown in brackets were "and includes Kotárs or Tapedárs' peons." They were added by the Sindh Village-officers Amendment Act, 1888 (Bom. Act 2 of 1888), Vol. III of this Code. Subsequently for some of the words, *viz.*, "Kotárs or Tapedárs' peons," thus added the words "Supervising, Probationary, Special and Naib Tapedárs, Zabits and Kotárs or Tapedárs' peons," were substituted by Bom. Act 2 of 1898, Vol. IV of this Code.

[4] These words were added by the Sindh Village-officers Amendment Act, 1888 (Bom. Act 2 of 1888), s. 2, Vol. III of this Code.

Every person so appointed shall hold office under such designation and for such period, and shall exercise his functions within such local area, as shall be prescribed by the said Commissioner.

Grant of hereditary office.

4. The said Commissioner may, with the previous sanction of Government, confer the office of village-officer upon any person and his descendants hereditarily. When any office is so conferred, the succession thereto, and the right to officiate or to nominate an officiator, shall be determined under such rules as may from time to time be prescribed by Government in this behalf under section 8 of this Act.

Village-police-officers.

5. Any village-officer may, if the Commissioner in Sindh so directs, be appointed by the Magistrate of the district to be village-police-officer, and in such capacity shall exercise all the powers and perform all the duties conferred and imposed by the [1] Bombay Village Police Act, 1867, on a Police-patel, and when any such appointment is made, and so long as it continues, the provisions of the said Act and of the enactments by which it has been amended shall, with such exceptions, if any, as Government shall from time to time direct, be deemed to be in force in the local area to which such officer's jurisdiction extends :

Bom. VIII of 1867.

Provided always that no village-officer shall exercise any of the powers mentioned in sections 15 and 16 of the said Act, unless expressly empowered in this behalf by a commission duly issued to him under the said section 15.

6. [*Levy of cess for the purpose of this Act.*] *Rep.* [2] *Act IV of 1907.*

Village-officer not to mortgage, charge, lease or alienate salary or other remuneration granted under this Act.

7. It shall not be competent to any village-officer appointed under this Act to mortgage, charge, lease or alienate any salary or other remuneration to which he may be entitled as such officer ; and the Collector shall refuse payment of the salary, or of any portion thereof, to any person claiming the same in virtue of any such mortgage, charge, lease or alienation, and may withhold or resume any other remuneration assigned to the village-officer which has been so mortgaged, charged, leased or alienated.

---

[1] *Supra*, p. 478.
[2] Vol. I. of this Code.

Rules.

8. The Commissioner in Sindh may, with the previous sanction of Government, from time to time, make [1] rules consistent with this Act—

[2] (*a*) determining the duties of the different village-officers, and the authority by whom appointments of such officers may be made and cancelled ;

[2] (*b*) fixing the salaries and other remunerations of village-officers, and regulating the payment of pensions, gratuities or compassionate allowances on retirement to such classes of them and under such conditions as may appear expedient ;

(*c*) regulating the punishment, suspension and dismissal of village-officers ;

(*d*) prescribing, in the case of hereditary village-officers, the order of succession, the authority by whom the right of succession shall from time to time be determined, the conditions under which the right of personal service will be admitted, and when and by whom a deputy may be appointed to officiate ;

(*e*) determining the circumstances under which any hereditary office may be forfeited or resumed ; and

(*f*) generally for carrying out the provisions of this Act.

---

## BOMBAY ACT No. V of 1881[3].

[*14th November, 1881.*]

## An Act to amend the law relating to Tolls on Roads and Bridges in the Presidency of Bombay.

[NOTE.—The amendments made by this Act are incorporated in Bom. Act III of 1875, *supra*, p. 544.]

---

[1] For rules under this section, *see* Bombay Local Rules and Orders, Vol. II, Ed. 1898, p. CXXX.

[2] Clauses (*a*) and (*b*) were substituted by the Sindh Village-officers Amendment Act, 1888 (Bom. Act 2 of 1888), s. 4, Vol. III of this Code.

The original clauses were as follows :—

"(*a*) determining the duties of any village-officer appointed under this Act ;
(*b*) fixing the salaries and other remunerations of any such officer."

[3] For Statement of Objects and Reasons, *see* Bombay Government Gazette, 1881, Pt. V, p. 60 ; and for Proceedings in Council, *see ibid*, p. 66.